



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

September 21, 2010

Mr. Bill Ballard
Assistant County Attorney
Brazos County
300 East 26th Street, Suite 325
Bryan, Texas 77803

OR2010-14269

Dear Mr. Ballard:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 394078.

The Brazos County Juvenile Services Department (the "department") received a request for sixteen different categories of information pertaining to all employees of the R. J. Holmgreen Juvenile Justice Center. You explain you have made some of the requested information available with redactions made in accordance with section 552.024 of the Government Code.¹ You claim a portion of the submitted information is excepted from disclosure under section 552.139 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.139 of the Government Code provides in part:

- (a) Information is excepted from the requirements of Section 552.021 if it is information that relates to computer network security or to the design, operation, or defense of a computer network.

¹Section 552.024 of the Government Code authorizes a governmental body to redact the home addresses and telephone numbers of current or former officials or employees of a governmental body who request that this information be kept confidential without the necessity of requesting a decision from this office. Gov't Code § 552.024(c); *see id.* §§ 552.024(c-1) (requestor may appeal governmental body's decision to withhold information under section 552.024(c) to attorney general), .024(c-2) (governmental body withholding information pursuant to section 552.024(c) must provide certain notice to the requestor).

(b) The following information is confidential:

...

(2) any other assessment of the extent to which data processing operations, a computer, or a computer program, network, system, or software of a governmental body or of a contractor of a governmental body is vulnerable to unauthorized access or harm, including an assessment of the extent to which the governmental body's or contractor's electronically stored information is vulnerable to alteration, damage, or erasure.

Gov't Code §§ 552.139(a), (b)(2). You state the employee identification numbers you marked in the submitted information are subject to section 552.139 because they provide employees access to the Brazos County computer system and network as those employees' user codes. Based on your arguments and our review of the information at issue, we agree the employer identification numbers you marked pertain to computer network security or the design, operation, or defense of a computer network for purposes of section 552.139(a). Therefore, the department must withhold the marked employer identification numbers under section 552.139(a) of the Government Code. As you raise no further exceptions to disclosure, the remaining information must be released to the requestor.

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at http://www.oag.state.tx.us/open/index_orl.php, or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act must be directed to the Cost Rules Administrator of the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



James McGuire
Assistant Attorney General
Open Records Division

JM/dls

Ref: ID# 394078

Enc. Submitted documents

c: Requestor
(w/o enclosures)